

JURY AWARDS IN AEMLD CASES

\$950,000	<u>Casdeberry v. Cantrell Mach. Co.</u> , 2004 WL 3201180 (Ala. Cir. Ct., Blount County, Sept. 2, 2004) (products liability action by a woman whose hand was injured by a chicken heart and liver harvesting machine)
\$50,000,000 (Original Verdict)	<u>Mack Trucks, Inc. v. Witherspoon</u> , 467 So. 2d 307 (Ala. 2003) (products liability case arising out of a tractor-trailer rollover)
\$12,000,000 (\$6,000,000 Compensatory, \$6,000,000 Punitive)	<u>Morgan v. ProTech Industries</u> , 2003 WL 23111870 (Ala. Cir. Ct., Lamar County, Aug. 29, 2003) (wrongful death case based on products liability claim against truck manufacturer arising out of rollover and absence of cab guard on logging truck)
\$7,000,000	<u>Daniel v. Snap Products</u> , 2003 WL 23111815 (Ala. Cir. Ct., Baldwin County, May 28, 2003) (wrongful death case based on products liability claim against manufacture of tire repair product after treated tire exploded)
\$4,168,500 (\$1,068,500 Compensatory, \$3,100,000 Punitive)	<u>McClain et al. v. Metabolife Int'l., Inc.</u> , 259 F. Supp. 2d 1225 (N.D. Ala. 2002) (products liability action by four plaintiffs who suffered cardiac symptoms after using ephedra-based diet drug) (reversed on appeal, 401 F.3d 1233 (11 th Cir. 2005), and remanded for a new trial)
\$960,000 (\$25,000 over and above \$935,000 in pro tanto settlements)	<u>Hannah v. Greer Bland & Berry</u> , 2002 WL 32169253 (Ala. Cir. Ct., Colbert County, Oct. 25, 2002) (wrongful death case arising out of fatal crush injury in industrial belt equipment)
\$122,000,000 (\$22,000,000 Compensatory, \$100,000,000 Punitive)	<u>Jernigan v. General Motors Corp.</u> , Bullock County (May 3, 2002) (products liability case arising out of collapse of Oldsmobile passenger compartment) (reversed on appeal, 333 So.2d 646 (Ala. 2003), and remanded for new trial)
\$510,000 (Compensatory) \$10,000,000 (Punitive)	<u>Hobart Corporation v. Scottie W. Scoggins</u> , 776 So.2d 56 (Ala. 2000) (products liability action by a man who was injured while using a meat saw manufactured by Hobart)
\$3,000,000 (\$2,500,000 (Compensatory) \$500,000 Punitive)	<u>Cassara Aircraft Company v. Robert Tizinski</u> , 682 So. 2d 17 (Ala. 1996) (products liability action by a man who was injured in an airplane crash due to a defective shoulder harness)
\$1,000,000 (Original verdict \$825,000)	<u>Uniroyal Goodrich Tire Company v. Jackie Derryl Hall</u> , 681 So. 2d 126 (Ala. 1996) (products liability action by a man who was injured when wheel rim exploded)
\$1,225,000	<u>Ford Motor Company v. June Rundleshaw</u> , 661 So. 2d 236 (Ala. 1995) (wrongful death case brought against truck manufacturer after decedent was killed by a truck's transmission slipping out of neutral and crushing him)

1/1328512.1

1



Exhibit D

\$13,000,000	<u>General Motors Corporation v. Pamela L. Saint</u> , 646 So. 2d 564 (Ala. 1994) (products liability action by a woman who was injured due to a defective seat belt)
\$250,000 (\$100,000 Compensatory, \$150,000 Punitive)	<u>Flagstar Enterprises, Inc. v. Maureen Davis</u> , 709 So. 2d 1132 (Ala. 1998) (products liability action by a woman who found human blood in styrofoam package containing biscuit gravy)
\$250,000	<u>Caterpillar, Inc. v. Hightower</u> , 605 So. 2d 1193 (Ala. 1992) (product liability action brought by a man who was injured by a broken tree trunk while handling machinery during logging operation)
\$115,000	<u>Berner Welders, Inc. v. Knighton</u> , 425 So. 2d 441 (Ala. 1982) (product liability claim against manufacturer for personal injuries received on shuttle welder)
\$6,500,000	<u>Sears, Roebuck & Co. v. Harris</u> , 638 So. 2d 1018 (Ala. 1993) (wrongful death case based on product liability claims against manufacturer and retailer of gas water heater that caused carbon monoxide poisoning)
\$7,500,000	<u>General Motors Corp. v. Johnson</u> , 592 So. 2d 1054 (Ala. 1992) (wrongful death case based on product liability claim where child was killed in automobile accident)
\$5,000,000	<u>Industrial Chem. & Fiberglass Corp. v. Chandler</u> , 547 So. 2d 812 (Ala. 1989) (widows of two workers killed in industrial accident brought wrongful death action against distributor of cleaning substances that ignited and caused death of workers)
\$2,800,000	<u>General Motors Corp. v. Edwards</u> , 428 So. 2d 1175 (Ala. 1985) (wrongful death case based on products liability claim where two boys were killed in automobile accident)
\$200,000	<u>Intersub Engineering, Inc. v. Burnett</u> , 474 So. 2d 624 (Ala. 1985) (wrongful death case brought against manufacturer of heat detectors after decedent was killed in a fire)
\$800,000	<u>Piper Aircraft Corp. v. Evans</u> , 424 So. 2d 586 (Ala. 1982) (damages in wrongful death case based on product liability claims against airplane manufacturer where decedent was killed in plane crash)
\$500,000	<u>Caterpillar Tractor Co. v. Ford</u> , 406 So. 2d 254 (Ala. 1981) (wrongful death case based on product liability claims where decedent was killed in an accident on a tractor manufactured by defendant)